

TOP SECRET

SENSITIVE

4 November 1969

MEMORANDUM FOR THE RECORD

Morning Meeting of 4 November 1969

DD/I called attention to State's footnote on the item pertaining to NVN policy differences in the post-Ho leadership as reported in today's CIB.

25X1

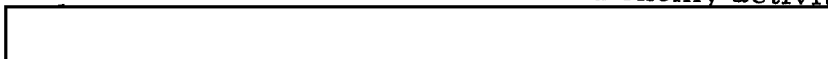


D/ONE noted that this week's USIB meeting has been canceled. He added that the Malaysian Estimate was cleared by telephone, as was NIE 36.1, The Outlook for Nasser and for Egypt. He commented that NIE 11-14 is ready for a last clean-up and noted that he will be providing the Director with a personal briefing note which will highlight significant material in this Estimate which is relatively submerged in the text.


DD/S reported that two GSA employees were overcome by carbon monoxide while working at NPIC yesterday. He added that the response of GSA's safety procedures was less than satisfactory and that he has therefore asked our safety officers to look into the matter promptly.

25X1

Carver called attention to increased enemy activity in the II Corps area



Carver initiated a discussion on the President's Vietnam speech of last night. DD/I commented that inherent in the thrust of the speech was an obligation on our part to assess infiltration, defection, and level-of-battle data carefully.

Houston briefed on the current status of the  case.

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*Bross read from a letter recently received from General Maxwell Taylor noting that during the next four weeks he would appreciate any new published intelligence materials pertaining to Soviet/ChiCom strategic capabilities. After some discussion the Director asked Bross to wait a week before responding to this request.



The Director commented that he will be seeing the DD/S&T in preparation for a Verification meeting and additionally a meeting of the ExCom this afternoon.

The Director briefed on his attendance yesterday at a White House meeting to consider various measures which might be adopted to thwart heroin traffic.



L. K. White

*Extracted and sent to action officer

4 NOV 1969

Joyce —
M2 + Nov

Suit Involving CIA And Agent Is Dismissed Again

By GERALD A. FITZGERALD

A federal judge in Baltimore dismissed for the second time yesterday a \$110,000 slander suit that forced the Central Intelligence Agency to acknowledge an Estonian refugee now living in Hyattsville as one of its agents.

However, the suit has revealed little more about the secret intelligence agency's operations during the five years it has been before the federal courts.

The suit was filed in 1964 by Eeric Heine, a 49-year-old lecturer now residing in Canada, who claimed that the agent, Juri Raus, had discredited him among Estonian emigre organizations by labeling him a "dispatched Soviet intelligence operative, a KGB agent."

The warning, which both Mr. Raus and the CIA have admitted, was delivered on three separate occasions in 1963 at meetings of refugees in this country.

The case was first decided on December 8, 1966 by Judge Roszel C. Thomsen, who agreed with the government's position that Mr. Raus held immunity from damage suits based on actions he undertook in his capacity as a government intelligence agent.

The judge ruled that the agency was further protected from suit by what he said was its privilege to protect state secrets.

The Fourth United States Circuit Court of Appeals in Richmond, which reopened the case in July, 1968, said that it agreed with Judge Thomsen's main conclusions, but wished to have additional evidence on record to resolve a doubtful factual point.

The agency director's affidavits to the court stated that Mr. Raus acted under instructions, which the appellate court said "implied" that the instructions were given by someone authorized to do so, and ultimately in a position to claim executive privilege from suit.

However, the record still carried the "permissible inference that (the) instructions were given by an unauthorized underling, and that the action has never had the approval of a responsible official of the agency," the court said.